



UNITED STATES ENVIRONMENTAL PROTECTION AGENCY
REGION VIII
999 18th STREET - SUITE 500
DENVER COLORADO 80202-2405



Ref 8HWM-FF

OCT 31 1991

Mr Frazer Lockhart
Department of Energy
Rocky Flats Office
P O Box 928
Golden CO 80402-0928

re Walnut Creek IM/IRA

Dear Mr Lockhart

This letter is being forwarded to document the offer for resolution of the OU 2 IM/IRA Dispute which EPA and CDH made during a telephone conference this afternoon. We advanced this offer in hopes of resolving this lingering dispute following your unfortunate withdrawal of the settlement offer DOE advanced to us last week. Our current offer of settlement terms is as follows:

*EPA and CDH agree to grant the extension as offered in our letter of October 25, 1991, with the terms as stated therein.

*DOE/EG&G will make all reasonable efforts to meet the April 24 and April 27 1992 milestones which will be enforceable under Part 19 of the IAG (Stipulated Penalties).

*DOE/EG&G will concurrently pursue institution of changes in the procurement/engineering support procedures. These changes will facilitate completion of future IM/IRAs within six to nine months of the Decision Document release and help ensure compliance with all other IAG milestones.

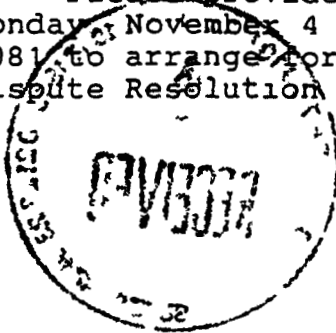
*On or before March 6 1992 DOE/EG&G will submit a status update of the progress in completing this Walnut Creek action. If at that time DOE believes they cannot meet the established milestones DOE will then request and provide justification for any further milestone extensions.

*EPA and CDH will review this information and make a determination on any requested extension as provided for under the IAG.

ADMIN RECORD

A-DU02-000384

Please provide your written acceptance of this offer by noon Monday, November 4, 1991 or contact Bill Fraser (EPA) at 294-1081 to arrange for drafting of a Statement of Dispute for the Dispute Resolution Committee on Monday afternoon



Sincerely,

W G Fraser
(for)

Martin Hestmark EPA
Manager
Rocky Flats Program

Attachment

cc Barbara Barry, CDH
Scott Grace DOE
Paul Bunge, EG&G